App. F. IX-4

Previous References
10-31-1-4

133/.32
(Legis)

File No. 50-31
Serial Nos. 1-4

PRESERVED

Later References
4 66-31-1, 3, 6-11
" 8-34-6, 11, 13 & 16
" 8-34-20-21
" 8-34 (22, 24, 25, 27, 30, 31, 32, 35, 39, 63 & 67.

22

General and Revenue Secretaria

Serial Nos. four

t B for Decce 1932-

SUBJECT.

Amend ment to Condition 6 of the Ge Permit-

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4) To The Compiler Mysore Gazette

Notification No. P6561 of 10.5.32

Notifies the abov

Rl Rlml Rpts

21-6-32

General and Revenue Secretariat — File No. Ty 50 of 193 /.

Serial No.

Vide Page 36 of the motor Vehicles manual

Letter No Ty-C300/31-32 Dt 13.1.32

From

The Hon Khan Bahadur

States that the working of Condition 6 of the 'C' Permit in respect of examination of motor buses plying for hire once in every three months involves heavy work to the Inspecting Officers and tends to some possible loss of revenue and requests that the period of 'three months' may be changed to 'quarterly' circumstance of the date of issue of a Grade certificate and further suggests that it should be made obligatory on the part of Inspecting Officers to send copies of certificates to the Hon Concerned

1) It is suggested (1) that the words 'three months' may be changed to 'quarterly' in the wording of Condition 6 of the 'C' Permit. The Hon explains that such a course will definitely fix the time of Inspection instead of leaving it to be different in each case. This is per orders.

2) It is also suggested that it should

NOTE—Contn. Sheet.

be made obligatory on all Inspectors that copies of trade certificates should be sent to the Dist of Concerned

Filed
Bombay
23.1.32

3) This involves a small amendment in condition 6 of the G. permit. The proposed change will have to be notified in the Gazette.

The Dept of Industries may be directed to send copies of trade certificates to the Dist Magistrates

Chief Secretary) 29/1

4) I agree. For orders

Revenue Member) 29/1/32

29/1

29/1/32

30/1/32

30/1/32

Dated note draft Notification

The directive for requiring copies of certificates to be sent to the Dist Magistrates of Dist concerned

CHIEF SECRETARY
29 JAN. 1932

OFFICE OF THE SECOND MEMBER OF COUNCIL
29 JAN. 1932
No. 6194

Serial No.

Amendment of Motor Vehicles Rules.

is also included in the

Hon'ble Chief Secy)

9/2

CHIEF SECRETARY
10 FEB. 1932

14/2/32

May the date be fixed as the 15th March 19.

15/2/32

LEGISLATIVE SECTION
16 FEB. 1932
GEN. & REV. SECT.

2 No P 4632 dt 17.2.32

From Compiler

Notifies draft Amend of Condition 6 of G. Permit (General information)

Ends till 15.3.32 ✓

3 Ref No A A 427/31-32 dt 13.3.32

From

The Hon'ble Secy

Madras Motor Omnibus Owners

With reference to the draft amendment represented and the proposed substitution will throw a greater burden on the bus owners and requests that recognition of subject

NOTE—Contn. Sheet

Amendment of Motor Vehicles Rules

11) The draft Amendment was notified on 17.2.32 and appeared in the Gazette of 25.2.1932

So far only one Association has written objecting to the Change proposed. Their objection is based on the ground that the new rule binds every bus owner to get his bus examined and certified as the beginning of every quarter even though the same had been certified ten days previous to the Commencement of the fresh quarter. Such a request is possible for the first time in a few cases but will lead to greater regularity subsequently.

The other objection is that elsewhere motor vehicles plying on plain roads are required to be certified once in six months & on Ghat roads once in three months, and that all buses are required to be certified once in three months in anyone.

The Association further represents that arrangements may be made for securing reciprocity of recognition of the brake certificates as in the case of

Serial No.

Amendment of Motor Vehicles Rules

registration certificates and driving licenses.

In this connection mind refers to the letter from the Collector of Kolar at page 11 in Regis file 10-21-3, Vol II in which it is reported that certificates granted in Bangalore are not accepted in Bowringpet.

Submit with draft Notifn for orders

Done 17/3/32

11) The proposed amendment was notified on the suggestion of the Deputy Collector of Kolar. The object is that all buses should appear for examination in the commencement of each quarter & obtain certificates. This will save labour & time to the inspecting officers & they will be free during the rest of the quarter to make inspections etc. This will tend towards effective control & prevent leakage of revenue.

12) The only objection to the proposed amendment is the Mysore Automobile Association's. They state that in their opinion the inspection is necessary every six months for ordinary buses and every three months for goods & that this may be adopted. We have already got 3 monthly inspections for all goods

& frequent inspections are necessary in regard to public service vehicles. The Motor vehicles Rules Revision Committee have made a similar recommendation. This is put up for consideration in the connected file, where it is pointed out that the appointment of two inspectors indicates that for considering frequent inspections necessary & if quarterly inspections are abolished, the revenue for this source will also go down by half.

13) The next objection of the Association is that if it made quarterly then while the Landship as a bus which takes a permit after inspection at the end of a quarter will have to produce it again for inspection at the commencement of the next quarter. The Landship is only apparent & comes in as at the commencement of the taking of a permit.

14) One other difficulty which is stated will arise in bringing all the buses for examination on the first day of the quarter itself, that it will take a few days for getting the buses ready for examination & getting it certified. This is no doubt a difficulty & it may not be possible for the inspectors to certify all buses in a heavy place on the first day of the quarter itself. We may therefore grant

15 days or

Serial No.

Amendment of Motor Vehicles Rules

The rule may be amended by substituting the word "quarter" for "three months" in the second line of Condition 6, and the words "the quarter and fifteen days thereafter" for the words "three months" in line 7. This will mean that the Vehicle should apply for a period exceeding the quarter & fifteen days thereafter.

15) With these changes the ~~or~~ amendment may be notified finally.

Chief Secretary) 12/4/32

CHIEF SECRETARY 14 APR. 1932

16) I have examined the question further as directed by the Chief Secretary. The idea of Dr. Mayer ~~Kolar~~ in suggesting the amendment seems to be that the currency all brake certificates should terminate at same time viz the end of the quarter whatever the date of issue within the quarter may be. This will enable the Bus Inspector to examine all the buses at the commencement of the quarter & not at varying times as at present. Further since the certificate will have currency during the quarter only, the owners also will not mind complying with the requisition of the Inspector to get them examined at any time without waiting for the precise period of three months to expire as at present. [illegible]

NOTE—Contn. Sheet.

WD 02553—G P B—50,000—8-7 30

currency at the end of a quarter, the inspector will know after the commencement of a quarter what all buses have obtained fresh certificates & what all have failed. He can issue instructions to ~~[illegible]~~ stop the plying of those that have failed & thus exercise effective control.

17) If the currency of a certificate is declared to have been lost at the end of the quarter, we must allow some grace time for the buses to come & obtain fresh certificates in the new quarter, otherwise they will all come up on the first of the new quarter & will have to be certified, since they can't ply without the certificate. To meet this difficulty it was suggested in the note above that 15 days grace time may be allowed. If it is considered desirable the grace time may be fixed as one month. / In the Municipal Bylaws 31 days time is allowed after the commencement of a half year to register a vehicle.

18) The "three months" currency allowed in condition 6 - second sentence of the present rule has been construed by the High Court in a recent case to mean three months from the date of issue of the certificate, & not three months from the date on which the owner ought to have got the bus certified. If it was used greater

Secretariat | Legislative File No. 50 of 193 /.

Serial No.

Where neither [illegible] is substituted for Three months, it will also bear a similar construction & it will give currency to the Certificate during the quarter next after the issue of the Certificate. If this intention it should be made clear by inserting the words "next quarter" for "Three months" in the second sentence. This would allow scope for dodging. A man takes a Certificate on 15th Jan. The Certificate will have currency till 30th June & he will not come up till then for examination. He stops for a few days & comes on 2nd July or for examination. He will have dodged the examination & payment of fee for the 2nd quarter.

Chief Secretary).

ie
27/4/32

CHIEF SECRETARY
- 3 APR. 1932

19) A - One months of grace may be allowed. The draft rule may be amended accordingly, making it clear at the same time that the amendments already published have been further revised

new
26/4/32

20) Put up revised draft

Ce
26/4/32

21) Submit with a revised draft
Ce DNSK 28/4 for consideration
28/4.

In personal
Before Bone

Second Member

TYPING SECTION
2 MAY 1932

OFFICE OF THE SECOND MEMBER OF COUNCIL
29 APR. 1932
No. G26/25

NOTE—Contn. Sheet

WD 02553—50,000—GPB—8-1

Legislative File No. 50 of 1931.

General and Revenue Secretariat

No. P 6561 dt 10-5-32 re Compiler Notifies amendments to condition 6 of the G. Permit	4

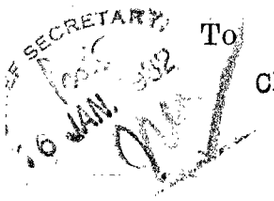
Read Sug
14/5/32

No. J4-C-300/31-32.
Encls.

Dated, Kolar, the 13th January *1932*

FROM

A. V. RAMANATHAN, ESQ., B.A.,
District Magistrate,
Kolar District.



To

N.Madhava Rao,Esq.,B.A.,B.L.,
CHIEF SECRETARY TO GOVERNMENT OF MYSORE,
~~*Department,*~~
Bangalore.

SIR,

I have the honour to state that under the present rules - - (condition 6 of the G. permit) brake certificates, in respect of buses that ply for hire, are to be obtained once every 3 months. Hence the period of the currency of brake certificate varies in - respect of each bus and the bus Inspecting Officer will have to - examine the buses all through the year and it may not be possible to exercise effective control. If the period of '3 months' is changed t quarterly' irrespective of the date of issue of a brake certificate it would not only save labour to the Inspecting Officers but would also prevent to a great extent leakage of revenue and also tend towards effective control. I therefore request you to kindly place the above suggestion before Government for consideration and orders. Another matter I would like to bring to the notice of Government is that the District Superintendent of Police, Kolar and the Special Superintendent of Police, Kolar Gold Fields who are the bus Inspecting Officers in this District send a copy of the brake certificate to this office whenever they issue one to the parties. But the Superintendent of Industries, Bangalore Division who is also a Bus Inspecting Officer is not in the habit of sending a copy to this office whenever he examines a bus running in this District and issues a brake certificate to the party. There is no provision of law requiring him to send copies of brake certificates to the District Magistrates. To ensure uniformity of procedure in sending copies of brake certificates to the District Magistrates, I request that orders of Government may kindly be obtained requiring the Superintendent of Industries also to send copies of brake certificates

to the District Magistrates concerned.

I have the honour to be,
Sir,
Your most obedient servant,

A. C. Nimmo

Treasury Assistant Commissioner
For District Magistrate,
Kolar District.
(Absent from station)

A.R.13/1/32.

SUBJECT

Section Legis
File No. 50-31
Serial No. 2

Diary No. of letter replied to .....

No 07460

To Notification,

General and Revenue Secretariat

( )

the 193 .

The following draft amendment which the Govt propose to make in exercise of the powers conferred on them under section 44 of the Mysore Motor Vehicles Act, 1928, to the Mysore Motor Vehicles Rules, 1924, as amended from time to time is hereby published for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into Consideration on or after the 15th March 1932.

Date of issue 17/2/32

Signed by M. Narayana

List of enclosures .....

Copied by .....

Examined by .....

WD 71—GPBM—40,000—20-7-31.

and that any suggestions or objections which may be received from any person with respect to the said draft before the date aforesaid will be Considered by Govt:-

draft Amendment

(1) In Condition 6 of the Permit annexed to the said Rules for the words 'three months' the words 'quarter' shall be substituted

(2) The following shall be added at the end of the first sentence in the said Condition:-

"Copy of every certificate issued in the manner aforesaid shall be sent to the Secy of the Dt Concerned for information"

By Order

Will

Secy to Govt-

Chief

9/2

Dpt

for Publication in the Govt Gazette

MYSORE DISTRICT AUTOMOBILE ASSOCIATION,

(REGISTERED UNDER SOCIETIES REGULATION.)

MYSORE,

Dated 13th March, *193* 2

Ref. No. A.A.427/31-32.

Legis 50-31-3

The General Secretary,
to Government of His highness the Maharaja of Mysore,
Public Offices, Bangalore.

CHIEF SECRETARY 15 MAR 1932

Sir, 15/3/32

In response to the Notification No.P.4332-Legis.50-31-2 dated 17-3-32 published in the Mysore Gazette dated 25-2-32 inviting objections,if any, re substituting the word, "QUARTERLY" for the words "THREE MONTHS" in condition 6 of the "G" permit annexed to the Motor Vehicles Rules of 1924, I am desired by the Members of the Association and several bus owners to submit the following few lines on the subject for your kind consideration and favourable disposal.

At present, the Rule is, that the bus owners should get their buses examined and certified by the certifying authority once in three months and the currency of the certificate will be for three months from the date of its issue; but the proposed amendment as published in the Notification binds every bus owner to get his bus examined and certified at the begining of every quarter even if the bus has been certified ten days prior to the commencement of the fres quarter. This is an expensive one, and besides, the bus owner feels difficulty in making his bus ready for inspection as he has to stop his service for several days for repairs such as overhauling, re-painting etc., This involves about fifteen days before it is inspect ed and certified. So this means the bus has to be inspected every two months once as a certificate for every quarter is essential.

In other Governments, the Rule in practice for inspection of Motor Vehicles plying for hire is that those running on plain roads should be examined once in six months where as those that are running on Ghat roads should be certified once in three months. But in Mysor

THE
MYSORE DISTRICT AUTOMOBILE ASSOCIATION,
(REGISTERED UNDER SOCIETIES REGULATION.)
MYSORE,

 Dated *193*

Ref. No......

Mysore which is a plain country, the rule in force is to get the Motor Vehicles plying for hire certified once in three months. This in itself is a very short period of interval between the two inspections and if the same is changed to quarterly, there will be absolutely no time for the bus to run on the lines and after two months of the inspection the bus should be detained from running on the line to make it ready for next inspection. Further if the proposed amendment is to be enforced, it will be impossible practically for the Bus Inspector to examine and certify all the buses of the District on one and the same day, and also it will be impossible for the bus owners of the District to produce all their buses on one and the same day for inspection stopping all their services on the day of bus inspection. Under the above circumstances, it is requested that no substitution is necessary for the present rule of inspecting the buses once in three months and the rule may kindly be modified as to make the inspection once in six months for buses on plain roads and once in three months for buses running on Ghat Roads, as in other Governments.

Further more it is requested that when a bus has been examined and certified in one Government by the Auhorised Officer, it should be valued in every other Government just as it is being done in the case of Registration certificates and driving licenses. In other words I request the Government to arrange for the receprocity of recognition of the brake certificates as in the case of Registration certificates and driving licenses.

I have the honour to be,
Sir,
Your most obedient servant,

Hon.' Secretary.

CHIEF SECRETARIAT.

No. P. 6561—*Legis.* 50-31, *dated* 10*th May* 1932.

After due consideration of the objections received in response to Notification No. P. 4032—Legis. 50-31-2, dated the 17th February 1932 publishing draft amendment to the Mysore Motor Vehicles Rules, 1924, issued with Notification No. P. 3015—Legis. 21-22-10, dated the 12th December 1924, as amended from time to time, the Government of His Highness the Maharaja are pleased to issue, in exercise of the powers conferred on them under Section 11 of the Mysore Motor Vehicles Regulation 1928, the following amendments to the said rules in a revised form :—

Amendment.

(1) In condition 6 of the G Permit annexed to the said Rules the word "quarter" shall be substituted for the words "three months" in the second line and the words "one month after the end of the quarter in which it was got examined and certified" for the words "three months" in the seventh line.

(2) The following shall be added at the end of the first sentence in the said condition :—

'A copy of every certificate issued in the manner aforesaid shall be sent to the District Magistrate of the District concerned for information."

The said condition as amended will read as follows.

"The owner of the motor vehicle, if it be a motor bus, shall get it examined at least once in every quarter by the Superintendent of Industries or by a person approved by the District Magistrate, as to its structural strength, condition and running order generally and his certificate as to its fitness for the use on the road should be submitted by the owner to the District Magistrate. A copy of every certificate issued in the manner aforesaid shall be sent to the District Magistrate of the District concerned for information. The vehicle shall not be let or ply for hire for a period exceeding one month after the end of the quarter in which it was got examined and certified without its being examined and certified in the manner specified above. The owner of the bus shall, at the time of such examination produce the certificate of the maker of the bus specifying :—

(i) the maximum weight of the vehicle covered by the maker's warrantee,
(ii) the weight of the body,
(iii) the weight of the chassis, and
(iv) the maximum speed permissible under the maker's warrantee.

By Order,
N. MADHAVA RAO,
Chief Secretary to Government

CHIEF SECRETARIAT

No. P. 6561—*Legis.* 50-31, *dated* 10*th May* 1932.

After due consideration of the objections received in response to Notification No. P 4632—Legis. 50-31-2, dated the 17th February 1932 publishing draft amendment to the Mysore Motor Vehicles Rules, 1924, issued with Notification No. P. 3015—Legis. 21-22-10 dated the 12th December 1924, as amended from time to time, the Government of His Highness the Maharaja are pleased to issue, in exercise of the powers conferred on them under Section 11 of the Mysore Motor Vehicles Regulation 1928, the following amendments to the said rules in a revised form :—

Amendment.

(1) In condition 6 of the G Permit annexed to the said Rules the word "quarter" shall be substituted for the words "three months" in the second line and the words "one month after the end of the quarter in which it was got examined and certified" for the words "three months" in the seventh line.

(2) The following shall be added at the end of the first sentence in the said condition :—

"A copy of every certificate issued in the manner aforesaid shall be sent to the District Magistrate of the District concerned for information."

The said condition as amended will read as follows :—

"The owner of the motor vehicle, if it be a motor bus, shall get it examined at least once in every quarter by the Superintendent of Industries or by a person approved by the District Magistrate, as to its structural strength, condition and running order generally and his certificate as to its fitness for the use on the road should be submitted by the owner to the District Magistrate. A copy of every certificate issued in the manner aforesaid shall be sent to the District Magistrate of the District concerned for information. The vehicle shall not be let or ply for hire for a period exceeding one month after the end of the quarter in which it was got examined and certified without its being examined and certified in the manner specified above. The owner of the bus shall, at the time of such examination, produce the certificate of the maker of the bus specifying :—

(i) the maximum weight of the vehicle covered by the maker's warrantee
ii) the weight of the body,
ii) the weight of the chassis, and
v) the maximum speed permissible under the maker's warrantee.

By Order,
N. MADHAVA RAO,
Chief Secretary to Government.

After due consideration of the objections received in response to Notification No.P. 4632/Legis. 50-31-2 dated 17-2-1932 publishing draft amendment to the Mysore Motor Vehicles Rules,1924 issued with notification No. P. 3015 Legis. 21-22-10 dated 12th December 1924, as amended from time to time, the Govt. of H.H. the Maharaja are pleased to issue, in exercise of the powers conferred on them under Section II of the Mysore Motor Vehicles -- Regulation 1928, the following amendments to the said rules in a revised form.

9 10.5.32 — Mr N Rao

Amendment.

(1) In condition 6 of the G Permit annexed to the said Rules the word "quarter" shall be substituted for the words "three months" in the second line and the words in which it was got examined and certified ~~one month thereafter~~" for the words "three months" in ~~line~~ the seventh line.

with after the end of the quarter

(2) The following shall be added at the end of the first sentence in the said condition.

"A copy of every certificate issued in manner aforesaid shall be sent to the Dist.Magistrate of the District concerned for information.

By order,

Chief Secretary to Govt.

The Compiler, M.G. and for the printing and supply of 12 copies to the D.M.'s of Dists and 25 copies to the Sectt.,

10

Copy to the District Magistrate, [illegible]
with ref. to his letter No.J.4.C.300/31-3
dated 13th January 193

TD

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. Fl.

Financial Secretariat.

Dated, Bangalore, 5th May 1932. 193 .

NOTIFICATION.

After due consideration of the objections received in response to Notification No. P. 4632/Legis. 50-31-2 dated the 17th February 1932 publishing draft amendment to the Mysore Motor Vehicles Rules, 1924 issued with Notification No. P. 3015 Legis. 21-22-10 dated the 12th December 1924, as amended from time to time, the Government of His Highness the Maharaja are pleased to issue, in exercise of the powers conferred on them under Section 11 of the Mysore Motor Vehicles Regulation 1928, the following amendments to the said rules in a revised form.

A m e n d m e n t .

(1) In condition 6 of the G Permit annexed to the said Rules the word " quarter " shall be substituted for the words " three months " in the second line and the words " one month after the end of the quarter in which it was got examined and certified " for the words " three months " in the seventh line.

(2) The following shall be added at the end of the first sentence in the said condition.

" A copy of every certificate issued in the manner aforesaid shall be sent to the District Magistrate of the District concerned for information. "

The said condition as amended will read as follows:-

" The owner of the motor vehicle, if it be a motor bus, shall get it examined at least once in every quarter by the Superintendent of Industries or by a person approved by the District Magistrate, as to its structural strength, condition and running order generally and his certificate as to its fitness for the use on the road should be submitted by the owner to the District Magistrate. A copy of every certi-

certificate issued in the manner aforesaid shall be sent to the District Magistrate of the District concerned for information. The vehicle shall not be let or ply for hire for a period exceeding one month after the end of the quarter in which it was got examined and certified without its being examined and certified in the manner specified above. The owner of the bus shall, at the time of such examination, produce the certificate of the maker of the bus specifying

(i) the maximum weight of the vehicle covered by the maker's warrantee;

(ii) the weight of the body,

(iii) the weight of the chassis, and

(iv) the maximum speed permissible under the maker's warrantee.

By order,

for Chief Secretary to Government.

The Compiler, Mysore Gazette, for publication and for the printing and supply of 12 copies to the District Magistrates of Districts and 25 copies to the Secretariat.

P.H.